



Docket No.: 49581/P023US/09906909
Patent No.: 6,920,182

PAC
TM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors:

Jerry Thomas Bolton JR.

Application No.: 09/757,798

Confirmation No.: 7350

Filing Date: January 1, 2001

Art Unit: 2637

For: **DELTA-SIGMA MODULATOR CIRCUIT
SYSTEM AND METHOD**

Examiner: Young Toi Tse

**REQUEST FOR CORRECTION OF ERROR IN SMALL ENTITY STATUS MADE IN
GOOD FAITH UNDER 37 C.F.R. § 1.28 (c)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

09/13/2005 HDEMESS2 00000091 09757798
01 FC:1501 1400.00 0P

Dear Sir:

The utility issue fee paid on June 7, 2005 was paid, in good faith, based on small entity status. Upon file review, it was discovered that the assignee, Microtune (Texas), L.P., is not entitled to small entity status and all fees should have been paid based upon non-small entity status. Assignee respectfully requests that the Commissioner excuse this error based upon compliance with the submission and itemization under 37 CFR § 1.28(c) as follows:

Type of Fee	Description of Fee	Small Entity Fee Paid	Current Fee Amount Due for a Non-Small Entity	Deficiency Owed
2501	Utility Issue Fee	\$700.00	\$1400.00	\$700.00
Total Deficiency Owed				\$700.00

Assignee herewith submits a check in the amount of \$700.00 for the deficiency owed.

Adjustment date: 09/13/2005 HDEMESS2
06/09/2005 FFANIA3 00000105 09757798
01 FC:2501 -700.00 0P

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to our Deposit Account No. 06-2380, under Order No. 49581-P023US-09906909 from which the undersigned is authorized to draw.

Dated: September 6, 2005

Respectfully submitted,

By R. Ross Viguet

R. Ross Viguet
Registration No.: 42,203
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PTO/SB/92 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. : 09/757,798

Attorney Docket No.: 49581/P023US/09906909

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on September 6, 2005

Date

Signature

Scott Matthews

Typed or printed name of person signing Certificate

N/A

(214) 855-7415

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal (1 page)

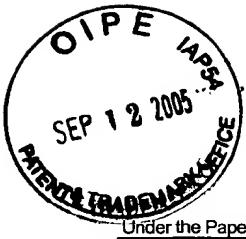
Fee Transmittal (1 page)

Request for Correction of Error in Small Entity Status Made in Good Faith

Under 37 C.F.R. § 1.28(c) (2 pages)

Check in the amount of \$700.00

1 Return Postcard



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

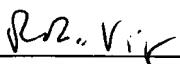
(to be used for all correspondence after initial filing)

		Application Number	09/757,798-Conf. #7350
		Filing Date	January 9, 2001
		First Named Inventor	Jerry T. Bolton, Jr.
		Art Unit	2637
		Examiner Name	Y. T. Tse
Total Number of Pages in This Submission	5	Attorney Docket Number	49581/P023US/09906909

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Certificate of Mailing Request for Correction of Error in Small Entity Status Check in the amount of \$700.00 Return Receipt Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	FULBRIGHT & JAWORSKI L.L.P.		
Signature			
Printed name	R. Ross Viguet		
Date	September 6, 2005	Reg. No.	42,203



Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **(\$)** **700.00**

Complete if Known	
Application Number	09/757,798-Conf. #7350
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Examiner Name	Y. T. Tse
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Attorney Docket No.	49581/P023US/09906909

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 06-2380 Deposit Account Name: Fulbright & Jaworski L.L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEESFee Description

Each claim over 20 (including Reissues)

<u>Small Entity</u>
Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>	
				<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
23	- 23 =	x	=		
3	- 3 =	x	=		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
_____	- 100 =	/50 (round up to a whole number) x	_____	= _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 2501 Utility Issue Fee \$700.00

SUBMITTED BY					
Signature	<u>R. Ross Viguet</u>	Registration No. (Attorney/Agent)	42,203	Telephone	(214) 855-8185
Name (Print/Type)	R. Ross Viguet	Date	September 6, 2005		